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AMY REIN WORTH Cities of Contra Costa County

> KEN YEAGER Santa Clara County

STEVE HEMINGER Executive Director

ANDREW B. FREMIER
Deputy Executive Director

Bay Area Toll Authority (BATA) MINUTES
September 23, 2009
Lawrence D. Dahms Auditorium
101 8<sup>th</sup> Street, 1<sup>st</sup> Floor
Oakland. California

## Attendance

Vice Chair Tissier convened the meeting at 9:36 a.m. In addition to Commissioner Tissier, the following Authority members were in attendance:

Tom Bates, Dean Chu, Dave Cortese, Chris Daly, Bill Dodd, Dorene Giacopini, Federal Glover, Anne Halsted, Steve Kinsey, Jake Mackenzie, Bijan Sartipi, Jim Spering, Amy Rein Worth, and Ken Yeager.

## Closed Session

Open Session – Mr. Francis Chin, General Counsel, reported that there was no action taken during closed session but would request that an action be taken on item #8, on the revised agenda, Contract Amendment – Special Litigation Counsel.

## Consent Calendar

The Authority unanimously approved the following items on the Consent Calendar:

Minutes of the July 22, 2009 Authority meeting.

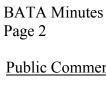
#### Resolution No. 86, Revised, BATA Budget

BATA Oversight Chair Bill Dodd, requested the Authority to approve BATA Resolution No. 86, revised which designates a liability reserve of \$3,000,000 to cover litigation and other legal issues and authorizes a budget of \$2.0 million against the reserve.

The motion was unanimously approved by the Authority, as requested.

<u>Contract Amendment – Special Litigation Counsel: Orrick, Herrington & Sutcliff</u>
BATA General Counsel, Francis Chin requested the Authority to approve \$2,000,000 to enter into a contract with Orrick, Herrington & Sutcliff to act as a special litigation counsel.

The motion was unanimously approved by the Authority, as requested.



# Public Comment/Other Business/Next Meeting/Adjournment

There being no further business, Vice Chair Tissier adjourned the meeting at 10:17 a.m.

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